



NJDEP Air Quality Permitting Transformation
Summary of Feb 28, 2011 External Stakeholders Meeting



1. Based on the review of topics recommended by the internal and external stakeholders, the following four breakout groups have been finalized:

- Public Health Protection
- Permit Structure and Process
- Better Technology and Cost Effectiveness
- Fees

Details of breakout groups including final list of topics, Air Quality Permitting Program (AQPP) facilitators, and internal and external group members, are provided in Attachment I.

2. The Stack Testing breakout group will now be an independent group, outside the Permitting Transformation, working under Mike Klein of Bureau of Technical Services.
3. The Fees breakout group will meet after the completion of LEAN process that is currently underway in AQPP. As requested by some stakeholders, AQPP will provide a write-up regarding emission fees stabilization (based on Connecticut model) being considered by AQPP for program funding.
4. The breakout groups are charged with performing a detailed review of topics finalized by the stakeholders (listed in Attachment I), determining how to implement each suggestion, identifying impediments to making the changes, while factoring input from all participants. The breakout groups will summarize its solution(s) for each of the suggestions. These solutions, and input from stakeholders will be used to develop a draft proposal for consideration.

These draft proposals will be brought back to the entire external stakeholders group where the group will review the conclusions of the breakout group. The group as a whole will review and react to each proposal with the goal of obtaining final input to the proposals. Stakeholder involvement from all sectors is valued and will be considered, however, involvement of any sector does not imply that the participating stakeholder has endorsed any final product or suggestion.

The Department will draft a formal whitepaper which will include all of the suggestions and proposed solutions and the reaction from the stakeholders on each. The Department will consider all the input and act upon each as appropriate.

5. Any additional topic (not included in the attachment) will be considered only when the entire external workgroup meet to discuss outcome of the breakout groups. This approach will ensure that all stakeholders, including AQPP staff, focus on the priority areas identified for this phase of transformation to improve the program's efficiency and effectiveness.



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6. New comments received via e-mails after Feb 11, 2011 meeting were discussed and most were included in the breakout group task list as described below.

Additional Topic		Action
1.	Develop more flexible and user friendly permitting process for minor sources.	Include in Breakout Group # 2 as additional language in 2(a).
2.	The Department should consider restructuring to combine permitting and enforcement.	PARKING LOT
3.	The NJEMS database should be upgraded for better interface to populate forms and upload applications. (For example, use of newer Excel based interface to populate forms and upload/submit an application.)	Include in Breakout Group # 2 as additional language in 2(k). May need to wait until LEAN process is completed and/or Office of Information Resources Management (OIRM) review.
4.	Develop procedures to modify permits for like-kind replacement of equipment when there is no increase in emissions.	Include in Breakout Group # 2 as additional language in 2(l).
5.	The Department should use discretion to require state of the art controls/technology while approving Title V renewals.	Include in Breakout Group # 3 as additional language in 3(a).



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Attachment I

Breakout Group # 1: Public Health Protection

NJDEP Facilitator: John Preczewski, Assistant Director, AQPP

NJDEP Members: Joel Leon and Olga Boyko

Stakeholders: Michelle Smith, Amy Goldsmith, Mike Lutz, Joann held

Tasks	Rating ¹	Assigned to
1(a). There is a need for the Department to make emission data available in a form readily understandable by the public.	C	NJDEP
1(b). On its own initiative, the Department should develop a community-wide cumulative impact analysis, including minor sources.	C	John Preczewski/ Joann Held
1(c). The Department should make effort to identify facilities and emission points without permits, particularly in Environmental Justice areas.	D*	NJDEP
1(d). The Department should review the current applicability threshold and revise it based upon latest scientific information.	C	Olga Boyko
1(e). The cumulative risk analysis and health risk assessment process should be developed prior to applying it to the permitting process.	C	Bart Cassidy
1(f). Minor source permit renewals should be screened; selected minor source renewals should receive a detailed review and enforcement inspection.	C	Joann Held/ Bob Kettig

¹ Rating

A: Ready to Go B: Desirable/Minor Effort C: Desirable/Major Effort D: Low Yield

D*: Needs Referral to Air Compliance and Enforcement/NJDEP will revitalize EJ Process



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Breakout Group # 2: Permit Structure and Process

NJDEP Facilitator: Bachir Bouzid, Section Chief, Operating Permits Section

NJDEP Members: Bob Kettig, Mike Adhanom, Kevin Greener, and Khawar Kalim

Stakeholders: Jim Connolly, Mark Caine, Michelle Smith, Peter Haid, Tony Russo, Dan Cunningham, Toby Hanna, Bob Heil, Doug Lafayette, Amy Goldsmith, Steve Oliver, Bart Cassidy, Richelle Wormley, Pradeep Lamba, Michelle Smith, Dena Mottola Jaborska

Tasks	Rating ¹	Assigned to
2(a). There is a need to look at other states' permit format for improvements to NJDEP's and make the permits more user friendly and easy to understand by public, industry and enforcement. Develop more flexible and user friendly permitting process for minor sources.	A	Steve Oliver
2(b). Consider streamlining permits by only including the most stringent requirements.	A	Khawar Kalim
2(c). Monitoring and recordkeeping requirements should be simplified. Duplicative or redundant monitoring should be eliminated. Monitoring not specified in rule should not be specified in the permit. While revisiting permit requirements for minor sources, include critical requirements for environmental quality without overburdening the recordkeeping and monitoring requirements.	C	Peter Haid/ Doug Lafayette
2(d). Level of monitoring should be proportioned to history of enforcement compliance. Identify facilities in good standing. Provide incentives to facilities with a good compliance history by offering a reduced permitting burden.	C	Dan Cunningham
2(e). Incorporate by reference.	B	Toby Hanna/ Steve Oliver
2(f). Permit application supplemental information, not directly related to emissions, should not become permit requirements.	B	Peter Haid/ Doug Lafayette
2(g). Redefine what an insignificant source in NJ Title V program is.	C	Frank Steitz
2(h). Hold on-site pre/post application meetings.	B	Bob Heil/Andy Tynan
2(i). Offer Plant-wide Applicability Limits (PAL).	D	Ketan Bhandutia/ Andy Tynan
2(j). Develop General Operating Permits (GOP). Otherwise	C	Kevin Greener



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	make equipment that is currently eligible for general permits, insignificant Title V sources (see 2(g) above)		
2(k).	Shorten the processing time for permit approval. Refocus the permit review effort. + The NJEMS database should be upgraded for better interface to populate forms and upload applications. (For example, use of newer Excel based interface to populate forms and upload/submit an application.)	B	PARKING LOT
2(l).	Classify more significant modifications as minor modifications. + Develop procedures to modify permits for like-kind replacement of equipment when there is no increase in emissions.	C	Bart Cassidy
2(m).	Minimize the number of appeals.	C	Bachir Bouzid

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Breakout Group # 3: Better Technology and Cost Effectiveness

NJDEP Facilitator: Frank Steitz, Chief, BAP

NJDEP Members: Peg Gardner

Stakeholders: Tony Russo, Amy Goldsmith, Toby Hanna, Steve Oliver, and Mike Lutz

Tasks	Rating ¹	Assigned to
3(a). Air Permitting should adopt a policy of ratcheting down emissions similar to the water program. + The Department should use discretion to require state of the art controls/technology while approving Title V renewals.	C	Peg Gardner
3(b). The Department should clarify the process for case by case state of the art analysis, presumptive norms etc.	B	Peg Gardner
3(c). The Department should establish cost effectiveness thresholds when developing RACT, SOTA etc.	C	Peg Gardner
3(d). Health costs should be included in any effectiveness analysis.	C	Peg Gardner

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Breakout Group # 4: Fees

NJDEP Facilitator: Frank Steitz, Chief, BAP

NJDEP Members: Ketan Bhandutia and Khawar Kalim

Stakeholders: Mark Caine, Tony Russo, Toby Hanna, Doug Lafayette, Dan Cunningham, Mike Lutz, Richelle Wormley, and Dena Mottola Jaborska

Tasks	Rating ¹	Assigned to
4(a). Air Quality Permitting Program needs to be openly evaluated and made more efficient.	C	On hold until LEAN is completed
4(b). Once an appropriate program level has been identified through (a) above, an appropriate funding mechanism need be developed.	C	Khawar Kalim

¹ Rating

A: Ready to Go

B: Desirable/Minor Effort

C: Desirable/Major Effort

D: Low Yield